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November 16, 2001 OFFICE OF THE EXECUTIVE SECRETARY

David Waddell, Esq. Executive Secretary Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, TN 37243-0505

Re:

Complaint of BellSouth Telecommunications, Inc. Regarding the

Practices of Global Crossing Telecommunications, Inc. in the Reporting of

Percent Interstate Usage for Compensation for Jurisdictional Access

Services

Docket No. 01-00913

Dear David:

Please accept for filing the original and thirteen copies of A Motion to Exceed Forty Discovery Requests and Memorandum in Support filed on behalf of Global Crossing Telecommunications, Inc. in the above-captioned proceeding.

Very truly yours,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By:

Henry Walker 412

HW/nl

Attachment

c: Guy Hicks, Counsel for BellSouth Telecommunications, Inc.

## BEFORE THE TENNESSEE REGULATORY AUTHORITY NASHVILLE, TENNESSEE

Re:	Complaint of BellSouth	)
	Telecommunications, Inc. Regarding the	) Docket No. 01-00913
	Practices of Global Crossing	•
	Telecommunications, Inc. in the Reporting of	)
	Percent Interstate Usage for Compensation	)
	for Jurisdictional Access Services.	)

## MOTION TO EXCEED FORTY DISCOVERY REQUESTS AND MEMORANDUM IN SUPPORT

Pursuant to Rule 1220-1-2-.11 of the rules of the Tennessee Regulatory Authority ("TRA") Global Crossing Telecommunications, Inc. ("Global") seeks leave of the Hearing Officer to exceed forty (40) discovery requests in the above-captioned proceeding.

This complaint proceeding initiated by BellSouth Telecommunications, Inc. ("BellSouth") concerns a dispute over the jurisdictional nature of telephone calls originating or terminating in Tennessee over a seven-year period. It also raises questions about the accuracy of the methods used by each party to determine the originating and termination points of calls. In particular, the case involves the accuracy and reliability of a new BellSouth computer system called the Agilent system, which BellSouth claims can accurately identify the jurisdictional nature of all calls originated or terminated by BellSouth. See paragraph 9 of BellSouth's Complaint. Finally, the case raises a number of legal and factual questions concerning BellSouth's intrastate and interstate tariffs, the decisions and rules of the Federal Communications Commission, federal preemption, and the separations process.

Because of the complexity of the case, both sides have issued extensive discovery request. BellSouth has filed 18 interrogatories and 17 requests for production of documents.

Global Crossing has filed 31 interrogatories with ten sub-parts and nineteen requests for the production of documents, with ten sub-parts (total of seventy discovery questions).

Global Crossing submits that the number of issues raised in this case, especially when the parties begin examining the accuracy of the Agilient system, will require substantially more discovery than the typical complaint proceeding. Therefore the Hearing Officer should allow Global Crossing to submit all seventy discovery questions. BellSouth, of course, is free to object to any discovery questions on the grounds that the questions is burdensome or irrelevant. But if the question is neither, it should not be stricken merely because it exceeds the forty-questions limitation.

Respectfully submitted,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By

Henry Walker

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Counsel for Global Crossing Telecommunications,

Inc.

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been forwarded via fax or hand delivery and U.S. mail to the following on this the 16<sup>h</sup> day of November, 2001.

Guy Hicks, Esq.
BellSouth Telecommunications, Inc.
333 Commerce St., Suite 2101
Nashville, TN 37201-3300

Mylla

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